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2008 JUL 23 PM 3:44

CLERK US DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

BY CMX DEPUTY

'08 CR 2413 - LAB

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

June 2008 Grand Jury

UNITED STATES OF AMERICA,)	Criminal Case No. _____
)	
Plaintiff,)	<u>I N D I C T M E N T</u>
)	
v.)	Title 8, U.S.C., Secs. 1326(a)
)	and (b) - Attempted Entry After
JAVIER GARCIA-ROSALES,)	Deportation
)	
Defendant.)	
_____)	

The grand jury charges:

On or about June 24, 2008, within the Southern District of California, defendant JAVIER GARCIA-ROSALES, an alien, knowingly and intentionally attempted to enter the United States of America with the purpose, i.e., conscious desire, to enter the United States without the express consent of the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security, after having been previously excluded, deported and removed from the United States to Mexico, and not having obtained said express consent to reapply for admission thereto; and committed an overt act to wit, crossing the border from Mexico into the United States, that

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CEK:em:San Diego
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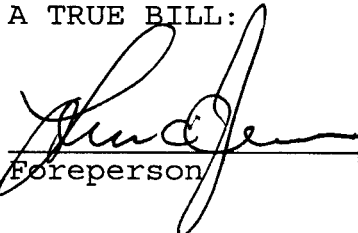
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1 was a substantial step toward committing the offense, all in violation
2 of Title 8, United States Code, Sections 1326(a) and (b).

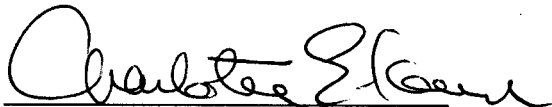
3 It is further alleged that defendant JAVIER GARCIA-ROSALES was
4 removed from the United States subsequent to April 22, 2001.

5 DATED: July 23, 2008.

6 A TRUE BILL:

7 
8 Foreperson

9 KAREN P. HEWITT
10 United States Attorney

11 
12 By: CHARLOTTE E. KAISER
13 Assistant U.S. Attorney